

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

TRANSGENOMIC, INC.,  Plaintiff,	Case No. 8:10-CV-00079
v.  POWER3 MEDICAL PRODUCTS, INC.,  Defendant.	<b>ORDER OF DISMISSAL WITH PREJUDICE</b>

The Court, being fully advised on the premises, finds that the Stipulation to Dismiss with Prejudice submitted by Plaintiff Transgenomic, Inc. and Defendant Power3 Medical Products, Inc. (Doc. No. 94), is true and correct in all respects and should be granted.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that said Stipulation is granted, and that Plaintiff's claims against Defendant are hereby dismissed with prejudice, and Defendant's claims against Plaintiff are hereby dismissed with prejudice, with each party to bear its own attorney fees and costs.

Dated this 12<sup>th</sup> day of October, 2011.

BY THE COURT:

s/ Joseph F. Bataillon  
United States District Court Judge

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